

**Doni L. Mooberry**

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FEDERAL ELECTION  
COMMISSION  
2014 NOV 21 PM 1:46  
OFFICE OF GENERAL  
COUNSEL

13 November 2014

Federal Election Commission  
Office of Complaints Examination and Legal Administration  
999 E Street, NW  
Washington, DC 20436

MUR 6896

Attn: Frankie Hampton, Paralegal

To Whom It May Concern:

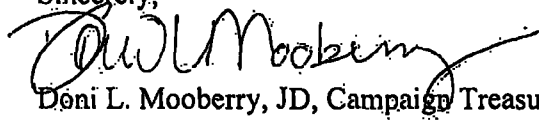
I am writing in response to your letter of 4 November 2014 reporting a complaint against Margie Wakefield (Wakefield), myself, Doni Mooberry Slough (as Campaign Treasurer), and Margie Wakefield for Kansas (the Campaign) for allegedly violating 52 U.S.C. 30120 and 11 CFR part 110. The complaint states that the Campaign failed to include any disclaimer or disclosure regarding source of payment for the advertising.

11 CFR 100.26 defines public communication as a 'means of communication by means of any broadcast cable, or satellite communication, newspaper, magazine, outdoor advertising facility, mass mailing, or telephone bank to the general public, or any other form of general public political advertising'. There is a recognized exemption for items, such as bumper stickers, where disclaimer statements would not be feasible or readable. Yard signs are not specifically addressed under 11 CFR 100.26. Under Kansas Law, yard signs are included in this 'exception' category. "The 'paid for by' attribution statement does not have to appear on yard signs, envelopes, bumper stickers, billboards, t-shirts, pens, pencils, rulers, magnets, or other trinkets" ([ethics.ks.gov/CFAForms/FrequentlyAskedQuestions.html](http://ethics.ks.gov/CFAForms/FrequentlyAskedQuestions.html)). The Campaign believed that yard signs were exempt from the disclaimer notification. As soon as the Campaign became aware that the disclaimer was allegedly required on yard signs for federal campaigns, although it found no statutory authority supporting the same, the Campaign took immediate steps to remedy the deficiency by having staff place the appropriate disclaimer statements on all yard signs via additional labeling (photo of sample attached).

The Campaign acted in good faith when printing the yard signs, and responded expeditiously when notified that an error had been made. The Campaign respectfully requests that given the above, no sanctions be imposed.

Please do not hesitate to contact me at the number above if you have any questions or concerns.

Sincerely,

A handwritten signature in dark ink, appearing to read "Doni L. Mooberry". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Doni L. Mooberry, JD, Campaign Treasurer

NOT RECORDED

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# MARGIE WAKEFIELD

FOR CONGRESS

Continued

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Paid for by Margie Wakefield for Kansas